

UNITED STATES DISTRICT COURT  
for the  
Eastern District of Washington

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Apr 12, 2024

SEAN F. McAVOY, CLERK

JERRY B.  
*Plaintiff*  
v.  
TIN O'MALLEY,  
ER OF SOCIAL SECURITY

) ) ) ) )

Civil Action No. 1:22-cv-03146-RHW

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

- the plaintiff (name) \_\_\_\_\_ recover from the defendant (name) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (name) \_\_\_\_\_ recover costs from the plaintiff (name) \_\_\_\_\_.

other: Plaintiff's Motion, ECF No. 13, is GRANTED. The Commissioner's decision is REVERSED and this matter is REMANDED for further proceedings consistent with the Report and Recommendation pursuant to sentence four of 42 U.S.C. § 405(g). Defendant's Motion, ECF No. 18, is DENIED.  
Judgment for Plaintiff.

This action was (*check one*):

- tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has rendered a verdict.

tried by Judge \_\_\_\_\_ without a jury and the above decision was reached.

decided by Judge ROBERT H. WHALEY on Report and Recommendation.

Date: 4/12/2024

*CLERK OF COURT*

SEAN F. McAVOY

s/ Wendy Kirkham  
*(By) Deputy Clerk*

Wendy Kirkham